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• Admitted in Hawaii
•• Also admitted in Nevada
••• Also admitted in Illinois
•••• Also admitted in New York

April 18, 2014

Via Electronic Filing

Executive Secretary
Office of Appeals
National Labor Relations Board
1099 14th Street, NW
Washington, DC 20570

Re: MODESTO RADIOLOGY IMAGING, INC.
NLRB CASE No. 32-RC-098291

Dear Executive Secretary:

Is there any reason why there is total silence from the Board in this representation matter?

Is there a *Noel Canning* issue? Please let me know if the Board intends to ever decide this case.

Sincerely,

/s/ David A. Rosenfeld

David A. Rosenfeld

DAR:kts
opeiu 3 afl-cio(1)
133679/761678

Attached: Proof of Service

PROOF OF SERVICE

I am a citizen of the United States and resident of the State of California. I am employed in the County of Alameda, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years and not a party to the within action.

On April 18, 2014 I served the following documents in the manner described below:

POSITION STATEMENT DATED APRIL 18, 2014

- ☒ (BY FACSIMILE) I am personally and readily familiar with the business practice of Weinberg, Roger & Rosenfeld for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.
- ☒ (BY ELECTRONIC SERVICE) By electronically mailing a true and correct copy through Weinberg, Roger & Rosenfeld's electronic mail system to the email addresses set forth below.

On the following part(ies) in this action:

Mr. Gordon A. Letter
Littler Mendelson, P.C.
2049 Century Park East, 5th Floor
Los Angeles, CA 90067-3107
gletter@littler.com

Via Electronic Mail

Executive Secretary
Office of Appeals
National Labor Relations Board
1099 14th Street, NW
Washington, DC 20570

Via Electronic Filing

Regional Director
NLRB, Region 32
1301 Clay Street, Room 300N
Oakland, CA 94612
(510) 637-3315

Via Facsimile

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 18, 2014, at Alameda, California.

/s/ Katrina Shaw
Katrina Shaw

133679/761925